

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Michael Talisayan	Team: Squad #11	CCRB Case #: 201906988	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 08/07/2019 5:30 PM	Location of Incident: § 87(2)(b)	Precinct: 75	18 Mo. SOL 2/7/2021	EO SOL 9/24/2021	
Date/Time CV Reported Thu, 08/08/2019 12:27 AM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Thu, 08/08/2019 12:27 AM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Steve Torres	17913	959310	075 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Nolan Heintz	30356	967104	075 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Steve Torres	Abuse: Police Officer Steve Torres threatened to arrest § 87(2)(b)	§ 87(2)(b)
B.POM Steve Torres	Abuse: Police Officer Steve Torres threatened to arrest § 87(2)(b)	§ 87(2)(b)

Complaint Summary

On August 8, 2019, § 87(2)(b) called the CCRB and filed this complaint via the call processing system.

On August 7, 2019, at approximately 5:30 PM, § 87(2)(b) observed her daughter-in-law, § 87(2)(b) speaking with PO Steve Torres and PO Nolan Heintz, both of the 75th Precinct, on the porch of § 87(2)(b)'s house, located at § 87(2)(b) in Brooklyn. When § 87(2)(b) approached the officers, she heard § 87(2)(b) discussing an order of protection that § 87(2)(b) had filed against her with the officers. § 87(2)(b) spoke to PO Torres about the order of protection. During this conversation, PO Torres told § 87(2)(b) that she would be arrested for being loud. When § 87(2)(b) tried to explain herself, PO Torres told her that he would arrest her if she did not shut up (**Allegation A: Abuse of Authority – Threat of Arrest**). PO Torres then told § 87(2)(b) that he would arrest her too (**Allegation B: Abuse of Authority – Threat of Arrest**). No arrests or summonses resulted from this incident.

During her CCRB interview, § 87(2)(b) described the subject officer as a Hispanic male in his late 20's or early 30's, 5'7" or 5'8" tall, and with straight hair styled in a comb-over. § 87(2)(b) described the second officer as approximately 5'11" tall, with a slimmer build. A review of the Resource Recap log for August 7, 2019 indicates that two sets of officers responded to § 87(2)(b). PO Anthony Datnairan and PO Yutaro Kotake, as well as PO Torres and PO Heintz. Of the two sets of officers, PO Torres and PO Heintz best resemble the officers § 87(2)(b) described. A MOS photo indicates that PO Torres is a Hispanic male, § 87(2)(b)-old, 5'7" tall, and with straight black hair. A MOS photo indicates that PO Torres' partner, PO Heintz, is a white male, 6'1" tall, with a thin build.

§ 87(2)(b) declined any participation in the complaint. On August 26, 2020, mediation was offered to and accepted by § 87(2)(b). The mediation presentation is recorded in IA 25, beginning at 35:06. § 87(2)(b) accepted mediation. § 87(2)(b)

Results of preparing the case for mediation

On February 12, 2020, Carter Salis, in the Alternative Dispute Resolution (ADR) Unit, reviewed this case and put it into the mediation process. On February 12, 2020, Mr. Salis contacted § 87(2)(b) and informed her that her cases were being processed.

On March 13, 2020, Manager Espinal notified Mr. Salis that attempts to schedule mediations were being halted as a result of the COVID-19 pandemic. On May 5, 2020, Mr. Salis attempted to contact § 87(2)(b). § 87(2)(b) was unavailable, and Mr. Salis left a message explaining that the CCRB was not hosting in-person mediations. On June 30, 2020, Mr. Salis attempted to contact § 87(2)(b). An automated voice message system stated that the phone number was not accepting incoming calls. On July 8, 2020, Mr. Salis attempted to contact § 87(2)(b). An automated voice message system stated that the phone number was not accepting incoming calls. On July 16, 2020, Manager Espinal received an email from IM Edwin Pena and Inv. Talisayan, who received information from § 87(2)(b)'s son § 87(2)(b).

Mr. Salis added an updated copy of PO Steve Torres' CCRB history to the case file. PO Torres has been named as a subject officer in cases #201908740, #201910736, #201910739, #202000775, and #202001212, since this complaint was filed.

Recommendation

§ 87(2)(g)

Mediation Coordinator: Carter Salis

Date: 7/20/20

Director of Mediation: Lisa Grace Cohen

Date: 4/21/21